

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISIONIn re FERNANDO ROY GUANILL,  
Plaintiff.

No. C 12-3185 PJH (PR)

**ORDER OF DISMISSAL**

This case was opened when plaintiff wrote a letter to the court regarding medical care. In an effort to protect his rights, it was filed as a new case. Plaintiff was informed that he had not filed a complaint and was given thirty days to do so. He also was sent a notice that he had not paid the filing fee or applied for leave to proceed in forma pauperis ("IFP"); again, he was allowed thirty days to either pay the fee or file the application.

When plaintiff responded that the prison is slow to provide IFP materials and that he should not be expected to do so within thirty days, the court extended the deadlines for filing a complaint and IFP materials to August 24, 2012. The extended deadline has passed and plaintiff has filed neither a complaint nor an IFP application. The case therefore is **DISMISSED** without prejudice. No fee is due. The clerk shall close the file.

**IT IS SO ORDERED.**

Dated: September 10, 2012.

PHYLLIS J. HAMILTON  
United States District Judge